



Greg A. Foley, Executive Director

**KANSAS**  
State Conservation Commission

Kathleen Sebelius, Governor

**MINUTES OF THE STATE CONSERVATION COMMISSION MEETING**

**May 8, 2006**

1. The State Conservation Commission meeting was called to order by Rod Vorhees, Chairman and Area V Commissioner at 9:00 a.m., Monday, May 8, 2006 at the State Conservation Commission office.

**2. ATTENDANCE:**

Elected Commissioners:

Ted Nighswonger, Area I  
Andy Larson, Area II  
Richard Neville, Area III  
John Wunder, Area IV  
Rod Vorhees, Area V

Ex-officio and appointed members:

Dan Devlin, KSU Research & Extension  
Mike Marshall, NRCS  
Lane Letourneau, KDA, DWR  
Phil Barnes, KSU Research & Extension

Staff:

Greg A. Foley, Executive Director  
Scott Carlson, Assistant Director  
Mark Heim, Fiscal Administrator  
Donna Meader, Program Consultant  
Cathy Thompson, Admin. Spec.

Don Jones, Water Quality Program Manager  
Dee Turner, CD Program Coordinator  
Rob Reschke, Riparian and Wetlands Coordinator  
Hakim Saadi, Watershed Programs Manager

**3. APPROVAL OF AGENDA:**

Motion made by Richard Neville to approve the agenda as amended. Motions seconded by Andy Larson. Motion carried.

**4. MINUTES OF PREVIOUS MEETING:**

Motion made by Ted Nighswonger to approve the minutes of the April 10, 2006, meeting as mailed. Motion seconded by John Wunder. Motion carried.

**5. GUESTS:**

None.

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## **6. Communications and Announcements:**

- a. The SCC received a courtesy copy letter from David Pope, Chief Engineer, explicitly addressing the conflict between the US Army Corps of Engineers and Kansas' Water Appropriations Act. The letter cites the Kansas statutory authority of the Chief Engineer to appropriate water along with the alleged violation of the Clean Water Act (CWA) by the Corps. The letter quotes the CWA, "It is the policy of Congress that the authority of each State to allocate quantities of water within its jurisdiction shall not be superseded, abrogated or otherwise impaired by this chapter." (Section 1251)

## **7. UNFINISHED BUSINESS:**

- a. Greg Foley provided a final legislative update. The Omnibus bill did have three changes in funding for the SCC. The first change appropriated \$311,500 to be used as a match for the US Army Compatible Use Buffer program and/or the USDA Farm and Ranchland Protection Program to purchase conservation easements. The second modification impacted the Water Transition Assistance Program (WTAP) allocating an additional \$786,268 to acquire and permanently dismiss water rights in priority areas of western Kansas. New rules and regulations will have to be developed for the WTAP. The third appropriation modification was relative to the Conservation Reserve Enhancement Program (CREP) where it was funded for \$4,000,000 in the SCC budget with conditions requiring formal development of the proposal and the 2007 Legislature reviewing and passing the proposal.
- b. No action has occurred since the last update on proposed future changes for the NRCS/SCC Contribution Agreement.

## **8. NEW BUSINESS:**

- a. Water Resources Cost-Share Program
  - i. Recommendation to move forward without an Irrigation Initiative Allocation in FY 2007.
  - ii. Motion by John Wunder to adopt the FY 2007 WRCSP allocations including District Needs Allocations, TMDL Allocation, cost-share reserve account and technical assistance as presented. Motion seconded by Richard Neville. Motion carried. A list of the county allocations is attached to the minutes.
  - iii. Motion made by Ted Nighswonger to encumber existing FY 2006 contracts to June 30, 2007. Motion seconded by Andy Larson. Motion carried.
- b. Non-Point Source Pollution Control Program
  - i. Motion made by Andy Larson to encumber the FY 2006 Non-Point Source (NPS) Pollution Control Program contracts until June 30, 2007. Motion seconded by Ted Nighswonger. Motion carried.
  - ii. Motion made by Ted Nighswonger to extend the FY 2005 Livestock Waste Management contracts to December 15, 2006. Motion seconded by Andy Larson. Motion carried.

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- iii. Motion made by Richard Neville to approve FY 2007 Non-Point Source (NPS) Pollution Control Program allocations including base allocation, TMDL allocation, livestock waste supplemental fund and technical assistance as presented. Motion seconded by Ted Nighswonger. Motion carried. Report is attached to the minutes.

c. Riparian and Wetland Protection Program.

- i. Motion made by John Wunder to encumber and extend FY 2006 Riparian and Wetland Protection Program contracts until June 30, 2007. Motion seconded by Andy Larson. Motion Carried.
- ii. Motion made by Ted Nighswonger to extend the existing FY 2005 Riparian and Wetland Protection Programs contracts until December 15, 2006. Motion seconded by Andy Larson. Motion carried.

d. Watershed Dam Construction Program

- i. Motion made by Ted Nighswonger to approve FY 2006 Watershed Dam Construction Program applications. Motion seconded by John Wunder. Motion carried.

NO.	DISTRICT	SITE	COUNTY	BASIN	STORAGE	ACRES	REQUEST	APPROVAL
1	UM d C #101 (SUPP)	116	WABAUNSEE	MDC			8,594.51	\$8,594.51
2	MILL CR #98 (SUPP)	11-1	BOURBON	MDC			66,243.13	66,243.13
<b>TOTAL</b>							<b>74,837.64</b>	<b>\$74,837.64</b>

- ii. Motion made by Ted Nighswonger to approve the FY 2007 Watershed Dam Construction Program for the following applications. Motion seconded by John Wunder. Motion carried.

NO.	DISTRICT	SITE	COUNTY	BASIN	STORAGE	ACRES	REQUEST	APPROVAL
3	ALLEN CR #89	18	LYON	NEOSHO	339	1,978	102,400.00	102,400.00
4	LONG-SCOTT #93	6-9	COFFEY	NEOSHO	1,057	3,010	95,000.00	95,000.00
5	CHERRY PLUM #17	222	WOODSON	NEOSHO	100	328	41,000.00	41,000.00
6	SALT CREEK #104	120	OSAGE	MDC	117	472	72,000.00	38,261.36
<b>TOTAL</b>							<b>310,400.00</b>	<b>276,661.36</b>

\* Salt Creek #104 was approved at partial funding level.

e. Technical Assistance needs and program policies survey of conservation districts.

- i. Review of technical assistance needs provided by NRCS.
  - (a) Dee Turner reported on the results of the SCC and NRCS requests soliciting input from conservation districts relating to their technical assistance needs provided by NRCS. A summary of the comments were provided to the Commissioners. A total of 48 responses were received with 37 districts reporting no concerns, 4 reporting minor concerns and 7 reporting more significant concerns. After reviewing the comments the Commissioners were very pleased with the number of responses and the thoughtful comments by conservation districts. The Commissioners asked that NRCS report on their plans to address the technical assistance concerns expressed by districts at the next SCC meeting.

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- ii. Review of feedback from conservation districts on proposed state cost-share programs and contracting procedures.

(a) The Commission reviewed a summary of district feedback received on proposed FY 2007 program revisions and possible changes to contracting procedures of encumbered cost-share contracts. After much discussion the commission approved the following for FY 2007:

1. Provide a field on the cost-share applications for district established contract cancellation dates.
2. Encourage districts to conduct early sign-ups.
3. On-site wastewater systems and abandoned water well pluggings will be cancelled by the SCC on June 30 with exceptions being granted for encumbrance at district request by official district letter.
4. Encourage districts to more closely monitor contract progress.
5. Approval of the requirement for exclusion cages for practices requiring a grazing management plan.

- f. Kansas Conservation Partnership fair booth for 2006

Motion made by John Wunder to approve the contribution of the State Conservation Commission share for the fair booth for 2006. Motion seconded by Ted Nighswonger. Motion carried.

- g. Administration

- i. Commissioner and staff travel. None was proposed.

- ii. Motion by Ted Nighswonger to approve the following 2007 State Conservation Commission meeting dates. Motion seconded by Andy Larson. Motion carried.

February 12	9 a.m.	Topeka
April 9	9 a.m.	Topeka
May 14	9 a.m.	Topeka
July 30	TBA	TBA
September 10	9 a.m.	Hutchinson
November 18	2 p.m.	Wichita

- iii. July meeting hosted by KACD Area V Director.

## 9. REPORTS:

- a. Agency Reports:

- i. Mike Marshall, Natural Resource Conservation Service provided the NRCS Report. His report is attached.
- ii. Dan Devlin, Kansas State Research & Extension reported on Watershed, Riparian and Wetland and Buffer (13,000 Buffer acres enrolled and Kansas ended 4<sup>th</sup> in Nation) and No-Till farming.

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- iii. Phil Barnes, Kansas State Research & Extension reported on the May 25<sup>th</sup> tour that will be looking at a project that demonstrated best management practices for Atrazine runoff control.
- iv. Lane Letourneau, Kansas Department of Agriculture, Division of Water Resources gave an update on Rules and Regulations that include a revised beneficial uses of water section that recognizes sediment control as a beneficial use. Water Rights Conservation Program has 225,000 acres enrolled to date.

b. Staff Reports:

- i. Scott Carlson, Assistant Director reported on the Attorney General's unofficial opinion on the authority for conservation district's to form a foundation to raise money for district operations. Scott also reported that livestock waste system cost-share will no longer be available in the WRCSP and the removal of Code 580 Streambank Stabilization from the WRCS and NPSPC programs in FY 2207. Scott also discussed having a supplemental allocation in August, 2006 of uncommitted FY 2006 cancelled funds. The SCC would discuss options for supplemental allocation strategies at their July, 2006 meeting.
- ii. Dee Turner, CD Program Coordinator, gave an update on District Managers. Clark County started May 1, 2006. Miami County is open. Wilson County will start June 1, 2006. Quickbooks training will be May 9 – 11, 2006 in Salina.
- iii. Rob Reschke, Riparian and Wetlands Coordinator reported that FY 2007 funds will be utilized as supplemental funds for EQIP projects.

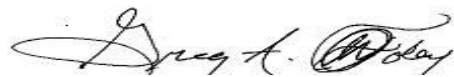
c. Commissioner Reports

- i. Andy Larson reported on the Finney County Conservation District's involvement in the Arkansas River festival last week and its accomplishments. They had 1,500 children attend.
- ii. Ted Nighswonger reported on the Agriculture tour with Representative Jerry Moran. Ted reported that it was a very good tour and many important water issues were discussed.

**10.** The next regular Commission meeting is scheduled for Monday, July 15, 2006.

**11. ADJOURN:**

Motion made by Andy Larson to adjourn. Seconded by Ted Nighswonger. Motion carried. Meeting adjourned at 12:07 p.m.



Greg A. Foley  
Executive Director

WRCSP FY 2007 Allocations May 8, 2006 \$4,080,981 (appropriation and carryover)									
FY 2006 Allocations						FY 2007 Allocations			
COUNTY	Basin/ TMDL	DNA	IIA	TMDL	FY 2006 Total	DNA	TMDL	FY 2007 Total	Inc/Dec
ALLEN	MDC,NEO	24,498		1,268	\$25,729	25169	1,231	26,400	671
ANDERSON	MDC	22,342		12,330	\$34,672	25,169	12,330	37,499	2,827
ATCHISON	KLR	25,264		4,233	\$29,497	27,540	4,233	31,773	2,276
BARBER	Lark	26,796		749	\$27,545	34,653	749	35,402	7,857
BARTON	Lark,Uark	25,264	4,790	12,837	\$42,891	31,097	12,837	43,934	1,043
BOURBON	MDC	24,498		16,954	\$41,452	25,169	16,954	42,123	671
BROWN	KLR	26,030		7,573	\$33,603	28,725	7,573	36,298	2,695
BUTLER	VER,WAL	25,264		10,850	\$36,114	31,097	10,850	41,947	5,833
CHASE		25,264			\$25,264	27,540		27,540	2,276
CHAUTAUQUA		22,199			\$22,199	26,354		26,354	4,155
CHEROKEE	NEO	24,498		11,788	\$36,286	23,983	11,788	35,771	(515)
CHEYENNE		27,563	5,319		\$32,882	33,468		33,468	586
CLARK		26,796			\$26,796	34,653		34,653	7,857
CLAY	KLR	25,264		3,323	\$28,587	31,097	3,323	34,420	5,833
CLOUD	KLR	26,796		777	\$27,573	29,911	777	30,688	3,115
COFFEY	NEO	24,498		152	\$24,650	27,540	152	27,692	3,042
COMMANCHE	Lark	25,264		351	\$25,615	33,468	351	33,819	8,204
COWLEY	Lark	25,264		268	\$25,532	31,097	268	31,365	5,833
CRAWFORD	MDC	24,498		620	\$25,118	25,169	620	25,789	671
DECATUR		26,796	3,814		\$30,610	32,282		32,282	1,672
DICKINSON		26,796		2,671	\$29,467	31,097	2,671	33,768	4,301
DONIPHAN	MIS	25,264		359	\$25,623	28,725	359	29,084	3,461
DOUGLAS	KLR,MDC	24,498		18,076	\$42,574	27,540	18,076	45,616	3,042
EDWARDS	Lark, Uark	23,731	7,835	3,138	\$34,704	28,725	3,138	31,863	(2,841)
ELK	VER	22,199		1,513	\$23,712	26,354	1,513	27,867	4,155
ELLIS		25,264			\$25,264	33,468		33,468	8,204
ELLSWORTH	Lark	25,264		8,210	\$33,474	31,097	8,210	39,307	5,833
FINNEY	Uark	28,329	14,343	2,805	\$45,477	35,839	2,805	38,644	(6,833)
FORD	Uark	26,030	7,289	3,402	\$36,721	33,468	3,402	36,870	149
FRANKLIN	MDC	23,731		5,537	\$29,268	27,540	5,537	33,077	3,809
GEARY	KLR	23,731		1,280	\$25,011	26,354	1,280	27,634	2,623
GOVE		26,796			\$26,796	33,468		33,468	6,672
GRAHAM		27,563			\$27,563	32,282		32,282	4,719
GRANT		25,264	8,555		\$33,819	29,911		29,911	(3,908)
GRAY	Uark	25,264	11,682	2,299	\$39,245	31,097	2,299	33,396	(5,849)
GREELEY		26,796	4,472	153	\$31,421	31,097	153	31,250	(171)
GREENWOOD	VER,NEO	25,264		6,313	\$31,577	28,725	6,313	35,038	3,461
HAMILTON		27,563	4,629		\$32,192	32,282		32,282	90
HARPER	Lark	24,498		12,158	\$36,656	32,282	12,158	44,440	7,784
HARVEY	Lark,WAL	22,199	4,552	12,110	\$38,861	26,354	12,110	38,464	(397)
HASKELL		24,498	12,826		\$37,324	32,282		32,282	(5,042)
HODGEMAN	Uark	26,030	4,454	9,516	\$40,000	31,097	9,516	40,613	613
JACKSON	KLR	26,030		12,811	\$38,841	28,725	12,811	41,536	2,695
JEFFERSON	KLR	25,264		691	\$25,955	27,540	691	28,231	2,276
JEWELL		27,563		3,921	\$31,484	32,282	3,921	36,203	4,719
JOHNSON	KLR,MDC	23,731		4,308	\$28,039	26,354	4,308	30,662	2,623
KEARNY	Uark	26,796	8,355	95	\$35,246	31,097	95	31,192	(4,054)
KINGMAN	Lark	24,498		508	\$25,006	32,282	508	32,790	7,784
KIOWA	Lark, Uark	24,498	5,691	6,751	\$36,940	29,911	6,751	36,662	(278)
LABETTE	VER,NEO	22,965		4,796	\$27,761	25,169	4,796	29,965	2,204
LANE	Uark	25,264		1,216	\$26,480	31,097	1,216	32,313	5,833
LEAVENWORTH	KLR	25,264		1,807	\$27,071	27,540	1,807	29,347	2,276
LINCOLN		26,796		5,590	\$32,386	31,097	5,590	36,687	4,301
LINN	MDC	24,498		941	\$25,439	25,169	941	26,110	671
LOGAN		26,796			\$26,796	32,282		32,282	5,486
LYON	MDC,NEO	25,264		9,653	\$34,917	28,725	9,653	38,378	3,461
MARION	Lark,WAL	26,030		15,590	\$41,620	29,911	15,590	45,501	3,881

WRCSP FY 2007 Allocations May 8, 2006 \$4,080,981 (appropriation and carryover)									
FY 2006 Allocations						FY 2007 Allocations			
COUNTY	Basin/ TMDL	DNA	IIA	TMDL	FY 2006 Total	DNA	TMDL	FY 2007 Total	Inc/Dec
MARSHALL	KLR	27,563		12,623	\$40,186	31,097	12,623	43,720	3,534
MCPHERSON	Lark	26,030	4,595	42160	\$72,785	31,097	42160	73,257	472
MEADE		26,796	9,220		\$36,016	33,468		33,468	(2,548)
MIAMI	MDC	24,498		13901	\$38,399	27,540	13901	41,441	3,042
MITCHELL		26,796		2706	\$29,502	29,911	2706	32,617	3,115
MONTGOMERY	VER	21,433		2751	\$24,184	25,169	2751	27,920	3,736
MORRIS	KLR,NEO	26,030		6500	\$32,530	28,725	6500	35,225	2,695
MORTON		25,264	5,027		\$30,291	29,911		29,911	(380)
NEMAHA	KLR	26,030		14415	\$40,445	31,097	14415	45,512	5,067
NEOSHO	VER,NEO	22,965		4986	\$27,951	25,169	4986	30,155	2,204
NESS	Uark	26,796	3,475	6613	\$36,884	34,653	6613	41,266	4,382
NORTON	URE	27,563	3,853	5010	\$36,426	32,282	5010	37,292	866
OSAGE	KLR,MDC	25,264		7662	\$32,926	27,540	7662	35,202	2,276
OSBORNE		26,796		38	\$26,834	33,468	38	33,506	6,672
OTTAWA		26,796			\$26,796	31,097		31,097	4,301
PAWNEE	Lark, Uark	24,498	6,517	2319	\$33,334	32,282	2319	34,601	1,267
PHILLIPS	URE	27,563	3,568	149	\$31,280	33,468	149	33,617	2,337
POTTAWATOMIE	KLR	26,030		2779	\$28,809	31,097	2779	33,876	5,067
PRATT	Lark	24,498	6,963	11810	\$43,271	28,725	11810	40,535	(2,736)
RAWLINS		26,796	4,061		\$30,857	33,468		33,468	2,611
RENO	Lark	26,030	5,242	21931	\$53,203	31,097	21931	53,028	(175)
REPUBLIC	KLR	26,796	4,505	8047	\$39,348	28,725	8047	36,772	(2,576)
RICE *	Lark, Uark	24,498		52211	\$76,709	28,725	52211	80,936	4,227
RILEY	KLR	24,498		7414	\$31,912	27,540	7414	34,954	3,042
ROOKS		27,563			\$27,563	32,282		32,282	4,719
RUSH	Lark	24,498	3,713	53	\$28,264	32,282	53	32,335	4,071
RUSSELL		25,264			\$25,264	31,097		31,097	5,833
SALINE		26,796			\$26,796	31,097		31,097	4,301
SCOTT		25,264	5,722	6773	\$37,759	31,097	6773	37,870	111
SEDGWICK	Lark,WAL	23,731	4,933	18766	\$47,430	31,097	18766	49,863	2,433
SEWARD	Cim	25,264	9,286		\$34,550	29,911		29,911	(4,639)
SHAWNEE	KLR	26,030		7825	\$33,855	26,354	7825	34,179	324
SHERIDAN		27,563	6,506		\$34,069	32,282		32,282	(1,787)
SHERMAN		27,563	8,214		\$35,777	33,468		33,468	(2,309)
SMITH		28,329			\$28,329	32,282		32,282	3,953
STAFFORD	Lark, Uark	24,498	6,571	13499	\$44,568	28,725	13499	42,224	(2,344)
STANTON		26,030	8,107		\$34,137	31,097		31,097	(3,040)
STEVENS		26,030	11,363		\$37,393	31,097		31,097	(6,296)
SUMNER	Lark	25,264		956	\$26,220	33,468	956	34,424	8,204
THOMAS		27,563	7,600		\$35,163	33,468		33,468	(1,695)
TREGO		26,030			\$26,030	32,282		32,282	6,252
WABAUNSEE	KLR,MDC,NEO	24,498		5968	\$30,466	28,725	5968	34,693	4,227
WALLACE		27,563	5,892	20009	\$53,464	32,282	20009	52,291	(1,173)
WASHINGTON	KLR	26,030		22582	\$48,612	31,097	22582	53,679	5,067
WICHITA		26,030	6,461	245	\$32,736	32,282	245	32,527	(209)
WILSON	VER	22,199		1116	\$23,315	26,354	1116	27,470	4,155
WOODSON	NEO	23,731		554	\$24,285	25,169	554	25,723	1,438
WYANDOTTE		22,965	-	-	\$22,965	27,540	-	27,540	4,575
		2,676,608	250,000	566,662	\$3,493,270	3,159,632	566,625	3,726,257	232,987

#### FY 2007

DNA \$3,159,632  
 Cost-share reserve \$150,000  
 TMDL Allocation: \$566,625  
 Technical Assistance: \$204,726  
**\$4,080,983**

**FY 2007 Non Point Source Pollution Control Progam Allocations:**  
**Approved at the May 8, 2006 SCC Meeting**

County	Tier One Coord & IE	Tier Two TA	Tier Two IE	Base Cost-Share	TMDL KLR	TMDL LAR	TMDL MDC	TMDL MIS	TMDL NEO	TMDL SHS	TMDL SOL	TMDL UAR	TMDL URE	TMDL VER	TMDL WAL	Total Cost-Share	Total Allocation
Allen		\$1,840	\$608	\$15,930			\$740		\$183							\$16,853	\$19,301
Anderson	\$3,000			\$15,924			\$10,549									\$26,473	\$29,473
Atchison	\$3,000			\$19,598	\$4,173											\$23,771	\$26,771
Barber	\$2,637			\$16,333		\$1,252										\$17,585	\$20,222
Barton		\$4,329	\$900	\$16,333		\$10,270						\$7,923				\$34,526	\$39,755
Bourbon		\$7,588	\$1,080	\$15,924			\$10,179									\$26,103	\$34,771
Brown		\$10,822	\$1,350	\$18,373	\$3,531			\$7,247								\$29,151	\$41,323
Butler		\$14,436	\$1,800	\$19,598										\$1,321	\$13,885	\$34,804	\$51,040
Chase	\$3,000			\$22,047												\$22,047	\$25,047
Chautaugua	\$2,572			\$17,149												\$17,149	\$19,721
Cherokee	\$3,000			\$19,598					\$5,318							\$24,916	\$27,916
Cheyenne	\$1,654			\$11,026												\$11,026	\$12,680
Clark	\$2,327			\$15,516												\$15,516	\$17,843
Clay		\$7,947	\$1,350	\$17,149	\$3,049											\$20,198	\$29,495
Cloud	\$2,743			\$17,965	\$321											\$18,286	\$21,029
Coffey	\$3,000			\$19,598					\$521							\$20,119	\$23,119
Comanche	\$2,525			\$16,333		\$501										\$16,834	\$19,359
Cowley		\$4,822	\$1,350	\$19,598		\$751										\$20,349	\$26,521
Crawford	\$2,600			\$17,149			\$185									\$17,334	\$19,934
Decatur	\$1,899			\$12,659												\$12,659	\$14,558
Dickinson		\$10,822	\$1,350	\$19,598						\$2,500						\$22,098	\$34,270
Doniphan		\$3,896	\$900	\$17,149				\$2,735								\$19,884	\$24,680
Douglas		\$7,954	\$1,800	\$18,373	\$9,950		\$4,441									\$32,764	\$42,518
Edwards	\$2,992			\$14,700		\$2,004						\$3,241				\$19,945	\$22,937
Elk	\$3,000			\$20,822										\$2,072		\$22,894	\$25,894
Ellis		\$8,225	\$1,080	\$16,333												\$16,333	\$25,638
Ellsworth		\$11,931	\$1,485	\$17,149		\$1,002				\$2,650						\$20,801	\$34,217
Finney		\$9,103	\$1,800	\$12,251								\$22,955				\$35,206	\$46,109
Ford		\$10,113	\$1,350	\$14,700								\$7,742				\$22,442	\$33,905
Franklin	\$3,000			\$19,598			\$20,725									\$40,323	\$43,323
Geary		\$4,983	\$1,350	\$18,373	\$2,407											\$20,780	\$27,113
Gove	\$1,838			\$12,251												\$12,251	\$14,089
Graham		\$10,822	\$1,350	\$15,516												\$15,516	\$27,688
Grant		\$2,386	\$675	\$11,843												\$11,843	\$14,904
Gray	\$2,945			\$12,251								\$7,382				\$19,633	\$22,578
Greeley	\$1,776			\$11,435						\$403						\$11,838	\$13,614
Greenwood	\$3,000			\$20,822					\$26					\$15,653		\$36,501	\$39,501
Hamilton	\$1,715			\$11,435												\$11,435	\$13,150
Harper	\$3,000			\$17,149		\$13,023										\$30,172	\$33,172
Harvey	\$3,000			\$17,149		\$6,136									\$928	\$24,213	\$27,213
Haskell	\$1,715			\$11,435												\$11,435	\$13,150
Hodgeman	\$3,000			\$13,884								\$18,274				\$32,158	\$35,158



**FY 2007 Non Point Source Pollution Control Progam Allocations:**  
**Approved at the May 8, 2006 SCC Meeting**

Jackson		\$11,116	\$1,800	\$20,822	\$22,949											\$43,771	\$56,687
Jefferson		\$6,261	\$1,080	\$20,822	\$1,926											\$22,748	\$30,089
Jewell		\$8,487	\$1,620	\$17,965						\$464						\$18,429	\$28,536
Johnson		\$7,128	\$900	\$17,149	\$9,469		\$3,516									\$30,134	\$38,162
Kearny		\$2,992	\$1,350	\$11,843								\$720				\$12,563	\$16,905
Kingman		\$4,545	\$900	\$17,965		\$1,377										\$19,342	\$24,787
Kiowa	\$3,000			\$16,333		\$9,893						\$450				\$26,676	\$29,676
Labette				\$0												\$0	\$0
Lane	\$2,161			\$11,435								\$2,971				\$14,406	\$16,567
Leavenworth		\$6,817	\$1,350	\$19,598	\$7,382											\$26,980	\$35,147
Lincoln	\$2,583			\$15,516						\$1,705						\$17,221	\$19,804
Linn	\$2,725			\$17,149		\$1,018										\$18,167	\$20,892
Logan	\$1,838			\$12,251												\$12,251	\$14,089
Lyon		\$10,454	\$1,350	\$22,047			\$6,106		\$7,742							\$35,895	\$47,699
Marion	\$3,000			\$19,598		\$1,503			\$5,448	\$242					\$1,002	\$27,793	\$30,793
Marshall		\$8,598	\$1,800	\$17,965	\$15,086			\$985								\$34,036	\$44,434
McPherson	\$3,000			\$16,333		\$8,891			\$235							\$25,459	\$28,459
Meade	\$1,838			\$12,251												\$12,251	\$14,089
Miami		\$8,657	\$1,080	\$17,149			\$16,931									\$34,080	\$43,817
Mitchell		\$6,931	\$900	\$15,516						\$323	\$525					\$16,364	\$24,195
Montgomery	\$3,000			\$19,598										\$6,098		\$25,696	\$28,696
Morris		\$4,942	\$900	\$19,598	\$3,691				\$4,145							\$27,434	\$33,276
Morton		\$4,176	\$900	\$11,843												\$11,843	\$16,919
Nemaha		\$16,476	\$1,800	\$20,822	\$10,753			\$16,382								\$47,957	\$66,233
Neosho	\$2,819			\$17,149					\$1,642							\$18,791	\$21,610
Ness	\$3,000			\$13,884								\$12,600				\$26,484	\$29,484
Norton	\$2,895			\$16,333									\$2,972			\$19,305	\$22,200
Osage	\$3,000			\$20,822	\$11,555		\$15,263									\$47,640	\$50,640
Osborne	\$2,572			\$17,149						\$0						\$17,149	\$19,721
Ottawa	\$2,450			\$16,333												\$16,333	\$18,783
Pawnee	\$3,000			\$16,333		\$125						\$4,681				\$21,139	\$24,139
Phillips	\$2,493			\$16,333									\$287			\$16,620	\$19,113
Pottawatomie		\$5,688	\$1,080	\$20,822	\$2,889											\$23,711	\$30,479
Pratt	\$3,000			\$17,149		\$5,009										\$22,158	\$25,158
Rawlins	\$1,654			\$11,026												\$11,026	\$12,680
Reno	\$3,000			\$19,598		\$19,410										\$39,008	\$42,008
Republic		\$5,411	\$900	\$17,149	\$8,506											\$25,655	\$31,966
Rice	\$3,000			\$15,516		\$7,639						\$720				\$23,875	\$26,875
Riley		\$6,296	\$1,800	\$20,822	\$5,136											\$25,958	\$34,054
Rooks	\$2,205			\$14,700												\$14,700	\$16,905
Rush		\$3,246	\$900	\$14,700		\$25										\$14,725	\$18,871
Russell	\$2,450			\$16,333												\$16,333	\$18,783
Saline	\$2,572			\$17,149												\$17,149	\$19,721
Scott	\$1,890			\$11,843						\$760						\$12,603	\$14,493

FY 2007 Non Point Source Pollution Control Program Allocations: Approved at the May 8, 2006 SCC Meeting																	
Sedgwick		\$24,241	\$2,700	\$17,965		\$28,322									\$2,747	\$49,034	\$75,975
Seward	\$1,899			\$12,659												\$12,659	\$14,558
Shawnee		\$18,930	\$2,700	\$20,822	\$8,024											\$28,846	\$50,476
Sheridan	\$1,899			\$12,659												\$12,659	\$14,558
Sherman	\$1,776			\$11,843												\$11,843	\$13,619
Smith	\$2,572			\$17,149												\$17,149	\$19,721
Stafford	\$0			\$17,149		\$7,326						\$360				\$24,835	\$24,835
Stanton	\$1,654			\$11,026												\$11,026	\$12,680
Stevens	\$1,776			\$11,843												\$11,843	\$13,619
Sumner	\$2,564			\$16,333		\$764										\$17,097	\$19,661
Thomas		\$2,930	\$900	\$12,659												\$12,659	\$16,489
Trego	\$2,450			\$16,333												\$16,333	\$18,783
Wabausee		\$10,443	\$1,620	\$20,822	\$7,864		\$2,868		\$365							\$31,919	\$43,982
Wallace	\$2,085			\$12,251						\$1,648						\$13,899	\$15,984
Washington		\$10,056	\$1,800	\$17,149	\$21,824											\$38,973	\$50,829
Wichita	\$1,970			\$11,843						\$1,290						\$13,133	\$15,103
Wilson	\$2,685			\$17,149										\$750		\$17,899	\$20,584
Woodson	\$2,455			\$15,924					\$444							\$16,368	\$18,823
Wyandotte		\$5,411	\$900	\$14,700												\$14,700	\$21,011
<b>TOTAL</b>	<b>\$155,868</b>	<b>\$332,251</b>	<b>\$54,608</b>	<b>\$1,699,005</b>	<b>\$160,485</b>	<b>\$125,223</b>	<b>\$92,521</b>	<b>\$27,349</b>	<b>\$26,069</b>	<b>\$11,521</b>	<b>\$989</b>	<b>\$90,019</b>	<b>\$3,259</b>	<b>\$25,894</b>	<b>\$18,562</b>	<b>\$2,280,896</b>	<b>\$2,823,623</b>

						Total Allocations	\$2,823,623	
						Supplemental LWS Account	\$300,000	
TMDL Allocation	\$581,891					Adjusted Allen County \$6.00 for rounding	NPSPCP Appropriation	\$3,123,623
						%		
KLR	\$160,485	27.58%	Tier One Coord & IE	\$	155,868	5%		
LAR	\$125,223	21.52%	Tier Two	\$	332,251	11%		
MDC	\$92,521	15.90%	TA	\$	54,608	2%		
MIS	\$27,349	4.70%	Tier Two	\$	1,699,005	54%		
NEO	\$26,069	4.48%	IE	\$	581,891	19%		
SHS	\$11,521	1.98%	Base C/S	\$	300,000	10%		
SOL	\$989	0.17%	TMDL	\$	\$3,123,623	100%		
UAR	\$90,019	15.47%	C/S	\$				
URE	\$3,259	0.56%	Supp. LWS C/S	\$				
VER	\$25,894	4.45%		\$				
WAL	\$18,562	3.19%		\$				
Total	\$581,891	100.00%		\$				



United States Department of Agriculture  
Natural Resources Conservation Service  
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**NRCS HIGHLIGHTS OF ACTIVITIES  
for the  
STATE CONSERVATION COMMISSION MEETING  
  
TOPEKA, KANSAS  
MAY 8, 2006**

**PERSONNEL**

Reassignments: Steven P. Graber, Soil Scientist, Dodge City to Resource Conservationist, Dodge City  
Michael T. O'Connor, District Conservationist, Altamont to Soil Conservationist, Independence  
Michael D. Clover, District Conservationist, Kingman (from Chandler, Oklahoma)

**PROGRAMS**

Conservation Security Program (CSP)

The signup was held from February 13, 2006, to March 31, 2006. Kansas has one intrastate watershed that accepted applications. The watershed is the “Lower South Fork Solomon.” Included in the watershed are parts of Rooks, Osborne, Smith, and Mitchell counties.

Kansas also has two shared (interstate) watersheds. A small portion of Republic County is included in the “Upper Little Blue” Watershed. The majority of this watershed is located in Nebraska. Kansas also shares a watershed with Missouri and Oklahoma. It is the “Spring” Watershed in southeast Kansas. Parts of Crawford and Cherokee counties are located in this watershed.

Kansas currently has approximately 100 eligible applications for approximately 1.4 million dollars. These applications will compete for funding with all of the eligible applications taken across the nation.

Funding decisions by the National Office are expected by mid-May.

Environmental Quality Incentives Program (EQIP)

As of April 27, 2006, Kansas has approved 1,629 applications on 470,000 acres, for \$23.3 million. (Total allocation for Fiscal Year (FY) 2006 was \$20.6 million for Regular EQIP and \$3.2 million for EQIP Ground and Surface Water Conservation (GSWC).

Of those, 45 were approved in the EQIP GSWC Quick Response Areas (QRAs) for \$2.1 million. Kansas had originally allocated \$2 million to the QRAs.

#### Emergency Watershed Protection Program (EWP)

Kansas NRCS has one EWP project (damaged PL-566 small watershed structure in Greenwood County) on the National EWP program funding wait list.

#### Farm and Ranch Lands Protection Program (FRPP)

One FRPP easement was recorded this past month on 500 acres. All easements are acquired by a participating non-government organization. All seven of the conservation easements approved through FRPP in previous years have now been acquired. These conservation easements will protect 5,307 acres from conversion to non-agricultural use in perpetuity. The FRPP FY 2006 Announcement of Program Funding is open for proposals to be submitted for acquisition of conservation easements on farms and ranches by non-government organizations until May 11, 2006. Kansas has \$485,000 in financial assistance for FY 2006 to use for FRPP easement acquisition.

#### Grassland Reserve Program (GRP)

In April, Kansas NRCS closed one more GRP permanent easement. The 350-acre Geary County easement brings the total in Kansas to eight easements covering 5,500 acres. Another 16,000 acres are expected to be closed in the next several months.

GRP will not be funded in FY 2006, and there will not be an application batching period. As a result, NRCS will no longer accept applications for the program.

#### Resource Conservation & Development (RC&D)

The Smoky Hills RC&D area and the Coronado Crossing RC&D area applications for assistance under the federal RC&D program are in Washington, D.C. pending approval. A third RC&D area (Kansas Crossroads) in North Central Kansas is in the process of developing an application for assistance. Approval of these three applications would bring the total number of RC&D areas in Kansas to 12 areas covering approximately 89 percent of the state.

#### Watershed Operations

##### Design:

- The designs for Lyons Creek Watershed, Site 15, Morris County, and North Black Vermillion Watershed, Site 201, Marshall County, are progressing.

##### Construction:

- Limited progress has been made since our April report due to rainy weather.
- North Black Vermillion Watershed, Site 4, Marshall County, is nearing completion.
- Whitewater Watershed
  - Site 29, Butler County, is almost completed.
  - Site 17, Harvey County - The earthwork is almost completed. Next will be the seeding and mulching and the clean up.
- North Sector Upper Walnut Watershed
  - Site 8, Butler County - The core trench is completed and backfilled.
  - Site 12, Butler County, is almost completed--except for seeding and mulching.
- Lower Elk River Watershed, Site 20, Elk County - The principal spillway pipe is ready to be laid.

### Watershed Planning

The Rapid Watershed Assessment (RWA) process has been initiated in Kansas. These assessments include a two-phase approach to evaluate and assess resource conditions within five priority eight-digit hydrologic unit codes (HUC-8). NRCS, in cooperation with the Kansas Department of Health and Environment (KDHE), is gearing up to complete the Coon-Pickerel, Upper Verdigris, Delaware River, Lower Republican, and the Middle Kansas RWAs by the end of September. KDHE will incorporate water quality condition reports into the RWAs. When complete, each RWA will be published for viewing on the Kansas NRCS Web site.

In the Marmaton Watershed, NRCS met with the watershed board to discuss results of planning completed to date and provided the board an opportunity to help NRCS identify additional benefits and purposes in order to develop a viable plan to address the board's objectives.

### Watershed Rehabilitation

NRCS has been providing Watershed Rehabilitation planning assistance in FY 2006 on Sand Creek Watershed, Site 2, Harvey County. The watershed district, Division of Water Resources, and NRCS detailed the likely No-Action/Future without Federal Project alternative. This alternative meets state high hazard class design criteria but does not meet current NRCS high hazard classification criteria. The watershed district has elected to pursue the non-federal alternative to meet state criteria. The board moved at their last board meeting to request NRCS to terminate federal rehabilitation planning assistance.

Additional watershed rehabilitation assistance is being coordinated with several other PL-566 watershed districts across the state.

### Wetlands Reserve Program (WRP)

Two WRP easements were closed and filed this past month on 170.1 acres protecting or restoring 120.8 acres of wetlands. For the year, 401 acres of wetlands are being protected or restored through purchased easements. WRP wetland restoration has been reported on 339 acres so far this year. Appraisals were ordered this past month on the top six 2006 applications using appraisers who recently completed Yellow Book training. Option Agreement to Purchase (OAP) offers for these six easements are being sent out based on Geographic Rate Caps established for each county. This is being done because all WRP funds are to be obligated by June 1, 2006. Appraisals are required to have administrative or technical reviews, and this review will not be completed prior to the June 1, 2006. OAPs will be amended if necessary to reflect a final offer of value based on the market appraisal if it is less. Remaining WRP application packets are to be submitted by May 19, 2006.

### Wildlife Habitat Incentives Program (WHIP)

- As of April 28, 2006, 128 WHIP applications for \$502,000 have been obligated to contracts.
- 122 WHIP applications for a total of \$518,000 remain eligible for funding.
- ALL WHIP funds in Kansas will be obligated to contracts by June 1, 2006.

## **TECHNOLOGY**

Architect and Engineer (A&E) Contracting - We continue to work with and meet with our consultants, clients, and the KDHE to get projects designed and constructed.

The following items were updated and added in the electronic Field Office Technical Guide (eFOTG):

- Standard and Specifications for Diversion, 362
- Standard for Grassed Waterway, 412
- Standard and Specifications for Terrace, 600
- Specifications for Grade Stabilization Structure, 410 (Terrace Outlet Structure)

## **OTHER**

NRCS is working with the SCC to add 15 streambank projects to the cooperative agreement. Three of the seven FY 2005 contracts have the designs completed, and a copy of the drawings and supporting documents have been delivered to the field offices responsible for the individual contracts.

Several Technical Service Providers (TSPs) have allowed their certification agreement to expire and are no longer TSPs. Some of them were in the renewal process. We plan to contact them and offer help and encouragement to re-apply and become TSPs again.

In the past six months, the Engineering Staff has updated the hazard classifications for about 100 Public Law 566 (P.L. 566) project dams. For some of these dams, we produced a breach inundation map to assist us in the hazard evaluation.

The 2006 First District Conservation Tour was held April 17 and 18 in north central Kansas in Republic, Jewell, Cloud, Mitchell, Lincoln and Saline counties. Congressman Bob Goodlatte, Chairman of the House Committee on Agriculture joined the participants and hosts Congressman Jerry Moran and State Conservationist Harold L. Klaege. Merlin Bartz, NRCS Regional Assistant Chief – Central Region also attended. The tour focused on a variety of conservation issues important to Kansas including water use and conservation, wildlife habitat protection, Conservation Reserve Program re-enrollment and other U.S. Department of Agriculture conservation programs. Producers, representatives of federal, state, and local agencies, representatives of interested organizations, and others discussed conservation issues along the way. The tour started at Belleville, stopped at a CRP location, Lovewell Reservoir, Jamestown Wildlife Area, landowners/operators facilities implementing EQIP and WHIP contracts which included land submitted in a CSP application, watershed dam site, and finished at Kansas State University-Salina to hear about the Watershed Restoration and Protection Strategies (WRAPS) at Kanopolis Lake and the Ogallala Future.

The Blue River Compact Water Quality Sub-Committee recently met at Beatrice Nebraska. The compact has received an \$810,000 grant from the Environmental Protection Agency (EPA) to address sediment and pesticide issues in the Blue River drainage, principally in Washington and Marshall counties in Kansas and Jefferson and Gage counties in Nebraska. The project is a three year project that includes monitoring, modeling, staffing, and financial assistance to install practices. NRCS will continue to be involved at the state level to help determine how best to address the grant with minimal impact on the field office workload.

Cultural Resources training was provided to five SCC employees, one Kansas Department of Wildlife and Parks (KDWP) employee and 23 NRCS employees in April in Manhattan.

Kansas is one of several states participating in a workgroup to review and simplify “Quality Criteria” that is used in addressing resource concerns. The current Field Office Technical Guide is based on 72 quality criteria. This creates a bigger workload on the field offices and complicates the planning process. The focus of the workgroup is to review the quality criteria and develop a new set of quality criteria that is measurable and more efficiently used by the field offices.

Four Conservation Innovation Grants (CIGs) were received for the Kansas CIG sign-up. These grants are for the development and adoption of innovative conservation technologies in the state. A sub-committee of the Kansas Technical Committee will meet on May 23, 2006, to review and rank the proposals for the State Conservationist's review and funding decisions. Kansas has allocated \$150,000 of EQIP dollars for the CIG grants.

The FY 2006 funding has been received for the Cheney Lake Conservation Effects Assessment Program (CEAP). Funding agreements have been signed with the Agricultural Research Service (ARS) for their assistance with computer models. This is a three-year contract concentrating on determining environmental effects of different conservation practices; mainly, Conservation Reserve Program, livestock waste systems, and irrigation which will hopefully be completed this calendar year.